PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no cersons are required to respond to a collection of information unless it displays a valid OMB control number Application Number 10/716,052 Filing Date TRANSMITTAL November 18, 2003 RECEIVED First Named Inventor CENTRAL FAX CENTER FORM Tristan M. Simon Art Unit 3653 Examiner Name Beauchaine, Mark J. (to be used for all correspondence after initial filing) Attorney Docket Number 4167-00100 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclaimer **Extension of Time Request** below): Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Conley Rose, P.C. Signature Printed name Albert C. Metrailer Date Reg. No. 27,145 November 17, 2005 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature

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Patent

Atty Docket No.: 4167-00100 (formerly 4113-00100)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Tristan M. Simon

Serial No.:

10/716,052

Filed:

November 18, 2003

For.

FOOD PRESENTATION METHOD AND

SYSTEM

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Group Art Unit: 3653

Examiner: Beauchaine, Mark J.

Confirmation No.: 4269

Mail Stop Amendment **Commissioner For Patents** PO Box 1450 Alexandria VA 22313-1450 I hereby certify that this correspondence is being transmitted by facsimile to 571-273-8300 addressed to: Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450 on:

RESPONSE TO OFFICE ACTION

Sir:

Applicant acknowledges receipt of the Office Action dated August 18, 2005 and respectfully requests reconsideration of the claims listed below in view of the following remarks.

Amendments to Claims, as reflected in the listing of claims, begin on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.

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